

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 9th DAY OF AUGUST 2004, AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	James D. Politis	-Chair
	Annette S. Perkins	-Vice Chair
	Gary D. Creed`	-Supervisors
	Doug Marrs	
	John A. Muffo	
	Steve L. Spradlin	
	B. Clayton Goodman, III	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary
ABSENT:	Mary W. Biggs	-Supervisor

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Chair called the meeting to order and the Pledge of Allegiance was recited.

PRESENTATION – RESOLUTION OF APPRECIATION – FREDERICK S. MORTON, IV

Chair Politis and Vice-Chair Perkins presented a resolution of appreciation to Frederick S. Morton, IV, Superintendent of Montgomery County Public Schools. Mr. Morton, who served as Superintendent of Schools since 1997, has accepted the position of Superintendent for the Henrico County Public School System. The resolution recognizes the dedicated service Mr. Morton rendered to the citizens and students of Montgomery County.

PUBLIC ADDRESS

Kenneth Shrewsberry addressed the Board regarding the Huckleberry Trail. Mr. Shrewsberry suggested more park benches with bike rails be placed along the Trail from Hightop Road and Merrimac.

ADDENDUM

On a motion by John A. Muffo, seconded by Steve L. Spradlin and carried unanimously, the following addendum dated August 9, 2004 was added to the agenda:

INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- | | |
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| Section 2.2-3711 | (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body |
| | 1. Personnel |

OUT OF CLOSED MEETING

CERTIFICATION OF CLOSED MEETING

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A Muffo	None	Mary W. Biggs
Gary D. Creed		
Annette S. Perkins		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

CONSENT AGENDA

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously, the Consent Agenda dated August 9, 2004 was approved.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	Mary W. Biggs
Annette S. Perkins		
Steve L. Spradlin		
Doug Marrs		
John A Muffo		
James D. Politis		

R-FY-05-18 SCHEDULE PUBLIC HEARING JOINT PUBLIC HEARING - BOARD OF SUPERVISORS AND DEPARTMENT OF TRANSPORTATION (VDOT) SIX YEAR ROAD PLAN

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby schedules a joint public hearing with the Virginia Department of Transportation (VDOT) on Monday, September 27, 2004 at 7:15 p.m. in the Board Chambers, Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia to hear citizens' comments on the proposed **Six Year Plan for Improvement of the Secondary System of Highways for Montgomery County** for Fiscal Years 2005/06 through 2010/11 and on the establishment of priorities for the 2005-2006 budget years. Rural Addition requests will also be received at this public hearing.

BE IT FURTHER RESOLVED, The Virginia Department of Transportation will assure proper advertising of said public hearing.

R-FY-05-19
**A Resolution Scheduling a Public Hearing on a Proposed Ordinance
Vacating Lots 13 Through 20 and Lots 28 Through 37
and a Portion of Lupine Lane
in the Rolling Hills Subdivision, Section IV**

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

WHEREAS, Robert L. Poff, president of Riverbend Water Company, desires to vacate lots 13 through 20 (tax map numbers 77B-3-13 through 20, parcel ID's 014600 through 014607) and lots 28 through 37 (tax map numbers 77B-3-28 through 37, parcel ID's 014610-014617) of Rolling Hills Subdivision Section IV (Plat Book 8 Page 23) along with the 50' public right-of-way contiguous to lots 13 through 20 and lots 28 through 35; and

WHEREAS, Section 15.2-2272 of the Code of Virginia, as amended, permits the Board of Supervisors by Ordinance to vacate part of a recorded subdivision plat including vacation of public rights-of-way upon notice and the holding of a public hearing as required by 15.2-2204.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia does hereby schedule a public hearing for September 27, 2004 to hear public comment concerning the proposed vacation of lots 13 through 20 and lots 28 through 37 of Rolling Hills Subdivision Section IV along with the 50' public right-of-way contiguous to lots 13 through 20 and lots 28 through 35.

FURTHER, This request is first referred to the Planning Commission for a public hearing, review and recommendation to be received by the Board of Supervisors prior to the Board's hearing on September 27, 2004.

A-FY-05-25
**RESOLUTION APPROPRIATING THE
VICTIM WITNESS GRANT FOR FY 05**

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Montgomery County Board of Supervisors that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005 for the function and in the amount as follows:

551	Victim Witness Grant	\$131,497
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

25511-424401 Victim Witness Grant	\$131,497
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Said resolution appropriates the Victim Witness Grant funds for FY 05.

A-FY-05-26
RESOLUTION APPROPRIATING
FUNDS RECEIVED BY THE SHERIFF
AS PROJECT LIFESAVER FUNDS

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

320 Sheriff – County	\$95
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

424401 Project Lifesaver	\$95
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Said resolution appropriates funds received as project lifesaver funds.

A-FY-05-27
RESOLUTION APPROPRIATING
SCHOOL CAPITAL PROJECTS

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Capital Projects Fund is granted an appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

19 School Capital Projects	
Price's Fork Elementary School	\$200,000
Elliston-Lafayette Elementary School	<u>\$200,000</u>
Total	\$400,000

The source of funds for the foregoing appropriation is as follows:

Revenue Accounts:

451205	Designated School	
	Capital Fund Balance	\$ 400,000

Said resolution appropriates CIP projects and the funding source recommended by the School Board at their July 7, 2004 meeting.

R-FY-05-20
SPEED STUDY REQUEST
MEADOWCREEK ROAD (SR 658)

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

WHEREAS, The County Administrator has received a letter from the Transportation Safety Commission requesting the Virginia Department of Transportation to conduct a speed study on a three mile section of Meadowcreek Road (SR 658), between Route 8 and Tyler Road, in order to improve the safety in this area; and

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on said road to determine the feasibility of reducing the speed limit to improve the safety of this area.

R-FY-05-21
SPEED STUDY REQUEST
US 460 - ROANOKE ROAD

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

WHEREAS, The County Administrator has received a letter from the Transportation Safety Commission requesting the Virginia Department of Transportation to conduct a speed study on US 460 between Eastern Montgomery High School and Elliston-Lafayette Elementary School in order to reduce the speed limit from 55 mph to 45 mph, in order to improve the safety in this area; and

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on said road to determine the feasibility of reducing the speed limit to improve the safety of this area.

OLD BUSINESS

ORD-FY-05-06

**An Ordinance Amending the Zoning Classification
of 1.75 acres identified as Tax Parcel # 66-6-3
from Agriculture (A-1) to Residential (R-3)
Located at 1138 and 1140 Huff Lane
As requested by Frank & Ruth Cupp**

On a motion by Steve L. Spradlin, seconded by Gary D. Creed and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning is in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice, and therefore the zoning classification of that certain tracts or parcels of land consisting of approximately 1.75 acres of land is hereby amended and rezoned from the zoning classification Agriculture (A-1) to Residential (R-3) with the following proffered conditions:

1. A "Type 1" landscape buffer plan shall be provided and installed prior to obtaining a building permit.
2. There will be no vehicular access to Arden Lane from the site.
3. This action was commenced upon the application of Frank and Ruth Cupp (Agent: Matthews & Henegar, Inc.).
4. Only one (1) driveway to serve the three duplex townhouses, driveway to be placed on the west side of the property (when facing the property from Huff Lane, the driveway is to be on the left side of property, approximately where the existing driveway is now).

The property is located at 1138 & 1140 Huff Lane (Rte. 733) and is identified as Tax Parcel No. 66-6-3 (Acct ID # 000378) in the Prices Fork Magisterial District. The property currently lies in an area designated as Urban Expansion in the Comprehensive Plan.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	Mary W. Biggs
Annette S. Perkins		
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
James D. Poltiis		

Supervisor Spradlin requested staff to work with VDOT to assure a speed study is conducted on Huff Lane in order to determine if the speed limit could be lowered to 25 mph.

ORD-FY-05-07
An Ordinance Amending the Zoning Classification
of 0.628 acres identified as Tax Parcel # 83C1-A-1
from General Business (GB) to Residential (R3)
located at 217 Trump Lane
as requested by Brian and Ruth Carroll

On a motion by Gary D. Creed, seconded by Steve L. Spradlin and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning is in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice, and therefore the zoning classification of that certain tracts or parcels of land consisting of approximately 0.628 acres of land is hereby amended and rezoned from the zoning classification General Business (GB) to Residential (R-3).

This action was commenced upon the application of Brian & Ruth Carroll.

The property is located at 217 Trump Lane and is identified as Tax Parcel No. 83C1-A-1 (Acct ID # 006929) in the Shawsville Magisterial District. The property currently lies in an area designated as Urban Expansion in the Comprehensive Plan.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	Mary W. Biggs
Annette S. Perkins		
John A. Muffo		
Steve L. Spradlin		
Gary D. Creed		
James D. Politis		

R-FY-05-22
SPECIAL USE PERMIT
CHALLENGES INC. (AGENT: JANE JONES)
DAY CARE CENTER

On a motion by Annette S. Perkins, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Challenges Inc. (Agent: Jane Jones) request for a Special Use Permit on a 9.877 acre tract in Agriculture (A-1) to allow a day care center is hereby approved subject to the following conditions:

1. Public water sufficient to provide fire protection, including a fire hydrant on the site, and public sewer will be extended by owner/agent to serve this site.
2. Any mechanical equipment necessary for the building will be located at the rear of the building or will be screened so as not to be visible to the road.
3. No billboard or pole mounted signs will be allowed.
4. Challenges, Inc. shall meet all state and local regulations mandated for the operation of a childcare facility.
5. A detailed site plan showing parking, landscaping, lighting, elevation views etc. shall be provided in compliance with Section 10-52 of the zoning ordinance prior to opening the business.
6. Site plan shall be designed to provide adequate turn around space onsite for buses and emergency vehicles.
7. All fencing on site shall be at least five (5) feet in height.

The property is located at 650 Cinnabar Road and is identified as Tax Parcel No. 67-A-164 (Acct ID #011231) in the Shawsville Magisterial District. The property currently lies in an area designated as Urban Expansion in the Comprehensive Plan.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	Mary W. Biggs
John A. Muffo		
Steve L. Spradlin		
Gary D. Creed		
Doug Marrs		
James D. Politis		

NEW BUSINESS

R-FY-05-23

**A Resolution Authorizing The Montgomery County Attorney To
Institute Legal Proceedings Pursuant To Section 58.1-3965, Et Seq. Of The Code Of
Virginia In The Montgomery County Circuit Court
In Order To Seek Court Approval To Sell Fifty-Eight Parcels With
Delinquent Taxes For The Purpose Of Collecting Delinquent Real Estate Taxes**

On a motion by Annette S. Perkins, seconded by Gary D. Creed and carried unanimously,

WHEREAS, Section 58.1-3965 of the Code of Virginia allows any County, City or Town to seek judicial approval to sell any real estate that is more than two years delinquent on their real estate taxes for the purpose of collecting all the delinquent taxes owed on the property; and

WHEREAS, The Treasurer of Montgomery County, Virginia, has identified fifty-eight parcels in Montgomery County that are more than two years delinquent on their real estate taxes. The list of fifty-eight parcels identifying the parcel number, tax map number, brief property description and the last known owner of the parcel is hereby attached and made a part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board hereby authorizes the Montgomery County Attorney to institute legal proceedings pursuant to Section 58.1-3965, et Seq. of the Code of Virginia, in the Montgomery County Circuit Court in order to seek Court approval to sell the fifty-eight parcels identified in the attached list for the purpose of collecting delinquent real estate taxes from these fifty-eight parcels.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Mary W. Biggs
Steve L. Spradlin		
Gary D. Creed		
Doug Marrs		
Annette S. Perkins		
James D. Politis		

A-FY-05-28
Resolution Appropriating Funds to
Cover a New Phone System For The Sheriff's Office
And Installing Fiber Optic Cable from the
Government Center to the Courthouse

On a motion by Steve L. Spradlin, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

460	General Services	\$71,000
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The source of the funds for the foregoing appropriation is as follows:

451203	Designated Fund Balance	
	Capital Reserve	\$71,000

Said resolution appropriates monies from the Capital Reserve to cover the estimated cost of a new phone system for the Sheriff's Office and installing fiber optic cable from the Government Center to the Courthouse.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Steve L. Spradlin	None	Mary W. Biggs
Gary D. Creed		
Doug Marrs		
Annette S. Perkins		
John A. Muffo		
James D. Politis		

INTO WORK SESSION

On a motion by Annette S. Perkins, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Revenue and Fund Balance

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	Mary W. Biggs
Doug Marrs		
Annette S. Perkins		
John A. Muffo		
Steve L. Spradlin		
James D. Politis		

Revenue And Fund Balance

The Assistant County Administrator presented information on the County's current estimated revenue and fund balance. The Assistant County Administrator explained different variables that affect future revenues, such as interest rates, real estate values, and state revenue shares. She explained the difference in actual revenue and estimated revenue and designated and undesignated revenue. She also explained that the County has to meet many state mandates, such as schools and social services, which takes a large portion of county funding. She explained that during the FY 05-06 budget process, staff will provide additional information to clearly define what is mandated versus what revenue the Board can use at their discretion.

The Assistant County Administrator also reported that staff is proposing to change the way debt service is shown for the County and Public School System. GASB 34, the new accounting standard, does not allow debt service costs to be shown in the school operating fund but shown in the general fund, which can be misleading. The budget includes the debt service costs in the school operating fund. For clarity, the recommendation is to establish a Debt Service Fund separate from the General Fund and School Operating Fund. This would allow debt service in both the budget and the audit to be shown separately from the other operating costs. Currently, the County receives the debt service bills for both the County and the Schools, and then forwards the bills to the schools. With the new fund, the County could pay all bills and eliminate a step in the process. The Assistant County Administrator proposes bringing a resolution to the Board at a future agenda for their consideration. The establishment of a Debt Service Fund would allow the budget process to utilize the new fund and the FY 05 audit to reflect the new fund.

Following discussion, staff was instructed to contact the School Board to see if the School Board would have to adopt a similar resolution in order for the County to deduct the school's debt service from the school operating fund and transfer the funds to the new Debt Service Fund.

OUT OF WORK SESSION

On a motion by Annette S. Perkins, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	Mary W. Biggs
Doug Marrs		
Annette S. Perkins		
Steve L. Spradlin		
John A. Muffo		
James D. Politis		

COUNTY ADMINISTRATOR'S REPORT

Montgomery County Roads The County Administrator reported the Board has been provided with a Montgomery County Roads notebook that was prepared by Judy Kiser, Assistant to the County Administrator. This notebook provides information the Interstate and Primary Highways, Revenue Sharing, Rural Additions, Rural Rustic Roads, Secondary Roads, Speed Studies, Watch for Children Signs, and a report on current road concerns. The report on current road concerns will be updated regularly when new road concerns are reported and when the County receives information from VDOT.

BOARD MEMBERS' REPORTS

Supervisor Perkins reported she attended the annual LGOC conference in Norfolk where she attended the Transportation Steering Committee meeting. She noted that the State is not providing the Virginia Department of Transportation with new money for new projects and a number of previous projects had been eliminated.

Montgomery County Electoral Board – New Electronic Voting Machines Supervisor Perkins gave Supervisor Biggs report, who is out of town and could not attend the meeting. Supervisor Biggs has received several comments from constituents about the Montgomery County Electoral Board's decision to purchase electronic voting machines. Citizen concerns ranged from the lack of a paper trail to the wireless aspect with the possibility of hackers into the system. Supervisor Biggs believes the decision to purchase the new machines was rushed. Supervisor Perkins noted that the General Assembly has appointed a committee to study the electronic voting machines recommended by the state board of elections. The report is due in January 2005. Supervisor Perkins asked if the Electoral Board could rescind its decision and wait until the study is complete and recommendations are made by the General Assembly. The County Attorney explained that the Help America Vote Act 2002 requires all localities to replace punch card and lever machines by January 2006. He also explained that according to state law, the Board of Supervisors make the final decision on what type of voting machines to purchase.

Following discussion by the Board, the County Administrator was instructed to invite the Electoral Board and the Voter Registrar to the next meeting to discuss the purchase of electronic voting machines.

Supervisor Spradlin - Parks and Recreation Commission Supervisor Spradlin attended the Parks and Recreation Commission meeting. He stated the Parks and Recreation Department conducted a 2004 Baseball Participant Survey and distributed copies to the Board. Supervisor Spradlin stated they were pleased with the overall results.

Road Concerns: Supervisor Spradlin asked that the following road concerns be forwarded to VDOT:

1. Drainpipe clogged corner of Thomas Lane and Old Fort – This request is four years old.
2. Guardrail needed at the intersection of McCoy Road and Big Falls Road
3. Speed Study on Straley Valley Road (Petition by the residents submitted)
4. Signs on Straley Valley Road at 4770 and 4560- Caution Slow Moving Farm Implements. Please make this a priority.
5. Trim brush behind guardrail corner of Hightop and Merrimac Road.

Supervisor Muffo - 2004 4-H National Wildlife Habitat Evaluation Program Competition held at Virginia Tech Supervisor Muffo extended appreciation on behalf of Jeff Kerwin, Virginia Tech, for the Board's support for the 4-H National Wildlife Habitat Evaluation Program competition that was held at Virginia Tech. There were 22 states represented with 150 coaches and students. The winner was a Virginia entry, Prince William County.

Supervisor Creed – Six Mile Loop Trail Supervisor Creed provided the Board with an update on the Six Mile Loop Trail, a joint project between Montgomery County and the Town of Blacksburg. Supervisor Creed reported the consultants are in the process of surveying the local landowners and

the final report will be forwarded to the Board by September. There have been a few minor changes to the original design.

Supervisor Marrs – LGOC Annual Conference Supervisor Marrs reported he attended the Annual LGOC Conference in Norfolk. He attended the Finance Steering Committee meeting where discussion centered on the Personal Property Tax Relief Act. He stated this is an issue the Board will need to review in the future.

Supervisor Politis - Fairview Church Road – Flooding Problems Supervisor Politis reported he met with David Clarke, Resident Engineer for VDOT, and the County Administrator about the flooding problems on Fairview Church Road. Mr. Clarke provided an estimate of \$60,000 to repair this problem. Supervisor Politis requested this project be added to the County's Revenue Sharing Program for FY 04-05.

INTO CLOSED MEETING

On a motion by Annette S. Perkins, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Personnel

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Mary W. Biggs
Steve L. Spradlin		
Gary D. Creed		
Doug Marrs		
Annette S. Perkins		
James D. Politis		

OUT OF CLOSED MEETING

On a motion by Annette S. Perkins, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Mary W. Biggs
Steve L. Spradlin		
Gary D. Creed		
Doug Marrs		
Annette S. Perkins		
James D. Politis		

CERTIFICATION OF CLOSED MEETING

On a motion by John A. Muffo, seconded by Annette Perkins and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

Doug Marrs
Steve L. Spradlin
Gary D. Creed
John A. Muffo
Annette S. Perkins
James D. Politis

NAYS

None

ABSENT DURING VOTE

Mary W. Biggs

ABSENT DURING MEETING

Mary W. Biggs

OTHER BUSINESS

RESOLUTION: R-FY-05-24

R-FY-05-24

**Authorization to Extend the Hiring Range
of the Management Analyst Position**

On a motion by Gary D. Creed, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia authorizes the County Administrator to extend the hiring range for the Management Analyst position from a Grade 20, Step 5 to a Grade 20, Step 8.

The vote on the foregoing resolution was as follows:

AYE

Gary D. Creed
Annette S. Perkins
Steve L. Spradlin
Doug Marrs
John A. Muffo
James D. Politis

NAY

None

ABSENT

Mary W. Biggs

ADJOURNMENT

On a motion by Annette S. Perkins, seconded by John A. Muffo and carried unanimously, the Board adjourned to Monday, August 23, 2004 at 7:15 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	Mary W. Biggs
Steve L. Spradlin		
Doug Marrs		
John A. Muffo		
Gary D. Creed		
James D. Politis		

The meeting adjourned at 9:17 p.m.

<hr/>		ATTEST:	<hr/>
James D. Politis			B. Clayton Goodman, III
Chair			County Administrator